

Dwane Sweatt

1

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UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

Case No. 15-CV-00280-PB

- - - - - x

JONATHAN LEITE,

Plaintiff,

v.

MATTHEW GOULET, et al.,

Defendants.

- - - - - x

DEPOSITION OF DWANE SWEATT

August 30, 2017

2:09 p.m. to 2:39 p.m.

NORTHERN NH CORRECTIONAL FACILITY

138 East Milan Road

Berlin, New Hampshire

Reporter: Celeste A. Quimby, LCR No. 17

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<p>1 INDEX</p> <p>2</p> <p>3 WITNESS: Dwane Sweatt</p> <p>4</p> <p>5 EXAMINATION: Page</p> <p>6 By Mr. King 4</p> <p>7</p> <p>8</p> <p>9</p> <p>10 EXHIBITS FOR IDENTIFICATION:</p> <p>11 Sweatt Description Page</p> <p>12 Exhibit 1 Incident Report 6</p> <p>13 Exhibit 2 Dwane Sweatt Answers to 22</p> <p>14 Interrogatories</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20 (Exhibits scanned/e-mailed to counsel; originals</p> <p>21 returned to Mr. King.)</p> <p>22</p> <p>23</p>	<p>1 DWANE SWEATT</p> <p>2 having been duly sworn by the reporter,</p> <p>3 was deposed and testified as follows:</p> <p>4 EXAMINATION</p> <p>5 BY MR. KING:</p> <p>6 Q. Sir, on August -- state your name for the</p> <p>7 record, please.</p> <p>8 A. Dwane Sweatt. Sergeant. Been here since</p> <p>9 2001, October.</p> <p>10 MS. CUSACK: Let me -- before you get</p> <p>11 started with asking him questions, I just want--</p> <p>12 for the record, I sent you an e-mail yesterday</p> <p>13 indicating when we were reviewing these</p> <p>14 interrogatories, we saw that there was an error</p> <p>15 made, and I think I might have said Question</p> <p>16 Number 6 in the e-mail, but it's Question Number 7</p> <p>17 where he referred to count as it occurs today,</p> <p>18 which is at 6:30 --</p> <p>19 THE WITNESS: No, it's --</p> <p>20 MS. CUSACK: I'm sorry, between 3 --</p> <p>21 THE WITNESS: 1530.</p> <p>22 MS. CUSACK: 1530.</p> <p>23 THE WITNESS: It used to be at 1700,</p>
Page 3	Page 5
<p>1 APPEARANCES</p> <p>2 For the Plaintiff:</p> <p>3 DOUGLAS, LEONARD & GARVEY, P.C.</p> <p>4 By: Benjamin T. King, Esq.</p> <p>5 14 South Street, Suite 5</p> <p>6 Concord, NH 03301</p> <p>7 (603) 224-1988</p> <p>8 benjamin@nhlawoffice.com</p> <p>9 mdouglass@nhlawoffice.com</p> <p>10</p> <p>11 For the Defendant:</p> <p>12 NEW HAMPSHIRE DEPARTMENT OF JUSTICE</p> <p>13 OFFICE OF THE ATTORNEY GENERAL</p> <p>14 By: Lynnmarie C. Cusack, Esq.</p> <p>15 Francis K. Fredericks Jr., Esq.</p> <p>16 33 Capitol Street</p> <p>17 Concord, NH 03301</p> <p>18 (603) 271-3658</p> <p>19 lynmarie.cusack@doj.nh.gov</p> <p>20 francis.fredericksjr@doj.nh.gov</p> <p>21</p> <p>22 STIPULATIONS</p> <p>23 It is agreed that the deposition shall be</p> <p>taken in the first instance in stenotype and when</p> <p>transcribed may be used for all purposes for which</p> <p>depositions are competent under the Federal Rules</p> <p>of Civil Procedure.</p> <p>Notice, filing, caption, and all other</p> <p>formalities are waived. All objections except as</p> <p>to form are reserved until the time of trial.</p> <p>It is further agreed that if the deposition</p> <p>is not signed within thirty (30) days after</p> <p>submission to counsel, the signature of the</p> <p>deponent is waived.</p>	<p>1 which is 5:00.</p> <p>2 MS. CUSACK: And so we just want to</p> <p>3 correct that particular interrogatory.</p> <p>4 MR. KING: That's fine. That's fine.</p> <p>5 MS. CUSACK: So it should read 1700.</p> <p>6 MR. KING: Yeah.</p> <p>7 MS. CUSACK: Or 5 p.m.</p> <p>8 MR. KING: Yup.</p> <p>9 MS. CUSACK: Thank you. That's it.</p> <p>10 Q. BY MR. KING: So on August 24th, 2012,</p> <p>11 you were employed as -- were you a sergeant at</p> <p>12 that time?</p> <p>13 A. I believe so, yes.</p> <p>14 Q. As a sergeant at the Northern New</p> <p>15 Hampshire Correctional Facility, right?</p> <p>16 A. Yes.</p> <p>17 Q. And you were responsible for count at</p> <p>18 5:00?</p> <p>19 A. Responsible for helping with count, yes.</p> <p>20 Q. Okay. Who was responsible for count on</p> <p>21 that day?</p> <p>22 A. I really don't know how to answer that</p> <p>23 question.</p>

<p style="text-align: right;">Page 6</p> <p>1 Q. Fair enough. Look, I'm just going to 2 give you your incident report and maybe that will 3 help. 4 MR. KING: Mark that. 5 (Discussion off the record.) 6 (Sweatt Exhibit 1 marked 7 for identification.) 8 A. Okay. What do you want me to look at? 9 Q. Were you performing count with Officer 10 Bergeron -- 11 A. Yes. 12 Q. -- on August 24th, 2012? 13 A. Yes. 14 MS. CUSACK: Just wait until he finishes. 15 THE WITNESS: Okay. Fine. 16 MS. CUSACK: Even though you know what he 17 wants to -- what's he's asking. 18 THE WITNESS: I know where he's going. 19 MS. CUSACK: Yup, so -- 20 THE WITNESS: Sure. Okay. 21 Q. BY MR. KING: Was anyone else involved in 22 performing count on F block on August 24th, 2012, 23 at 5 p.m. other than you and Officer Bergeron?</p>	<p style="text-align: right;">Page 8</p> <p>1 A. No. 2 Q. No? 3 A. At 2:00 -- 2 a.m. in the morning and at 4 2300 when they come -- when third shift comes on, 5 they don't have to stand. 6 Q. Okay. Let's just talk about the purpose 7 of the count that happened at 5:00. 8 A. They have to be standing, yes. 9 Q. And the purpose of that is to ensure that 10 the inmate is capable of standing? 11 A. Capable, healthy. 12 Q. Yup. 13 A. Yeah. 14 Q. Now, have you reviewed your incident 15 report recently? 16 A. Two days ago. 17 Q. Okay. Is it an accurate description of 18 what you observed on August 24th, 2012? 19 A. To be honest with you, if you'd asked me 20 that statement before I read it, it would have 21 been a little different. I couldn't really recall 22 just that -- just what happened. And, like, times 23 and all that and who was involved, I wouldn't have</p>
<p style="text-align: right;">Page 7</p> <p>1 A. Just us two. 2 Q. And tell me what's involved in performing 3 count. 4 A. Well, at 1700 the facility all-call 5 announces count, standing count. At that time the 6 inmates walk into the units. And when we go on 7 the units, they stand, so we can take a look at 8 them, make sure they're okay. 9 So you go to each cell, make sure the 10 inmates are in there, the proper ones; check them 11 off and you go on. On you go. All depends on if 12 you're up top or bottom. 13 Q. How frequently was count done in August 14 of 2012? 15 A. Are you talking for the facility or 16 for -- 17 Q. For F block. 18 A. F block? I believe it's five times a 19 day. 20 Q. And if I understand you correctly, it 21 basically involves having all the inmates stand, 22 making sure everyone is capable of standing and 23 therefore healthy?</p>	<p style="text-align: right;">Page 9</p> <p>1 been able to tell you. 2 Q. Right. What do you remember of what 3 happened on August 24th, 2012, with Jonathan 4 Leite? 5 A. Doing count. Get to Fox block. We were 6 coming from the back side, so we were going the 7 opposite way of numbers of the cell. I don't know 8 if it was numerical order or whatever. And I was 9 working right to left, and so wasn't Officer 10 Bergeron. I got to the top part and I got past 11 the stairs, and I heard her asking Inmate Leite or 12 Leite -- I call him Leite. 13 Q. Yeah. 14 A. -- to get up. I finished my count, 15 turned around, and I heard her keep saying, Leite, 16 you got to get up; get up. 17 And he wasn't getting up. And when I 18 took a look at him, there was blood or something 19 coming out of his mouth, and I said, I don't think 20 he can get up. 21 So we went down and we tried to get him 22 up. He just wasn't coherent. He just wasn't -- 23 he just wasn't -- I don't know what the word is,</p>

Page 10

1 but he just wasn't with it. So we called the
2 first responders.
3 Q. Now, Jonathan Leite, where you found him
4 was on top of a day bunk?
5 A. Correct.
6 Q. A bunk in the dayroom?
7 MS. CUSACK: Objection to form, but you
8 fixed it.
9 MR. KING: Okay.
10 MS. CUSACK: You said a day bunk, and I
11 objected to that. But then you said a bunk in the
12 dayroom, and go ahead and answer.
13 A. Yes.
14 Q. So how did you make visual contact with
15 him? Did you go up beside the bunk?
16 A. Well, I could see him right from the top
17 mezzanine. I can look right down at him. But I
18 did physically go down there and ask him a few
19 questions.
20 Q. Okay.
21 A. You know, if he was all right, what was
22 going on. And I -- according to this, I believe I
23 asked him if he had lost consciousness. And when

Page 11

1 he said that, I made it a medical emergency.
2 Q. Now, when you made -- you went down to
3 the lower tier and you went up to the bunk in the
4 dayroom where Jonathan Leite was?
5 A. I went between the bunk and to; right up,
6 right up.
7 Q. You observed him up close, right?
8 A. He was actually getting down. He was
9 making his way down when I got to him. He just --
10 he just couldn't stand. He just didn't have any
11 balance.
12 Q. Okay. So did you have to help him up, or
13 what did you do?
14 A. I don't remember exactly. I think I had
15 him sit down. I had him sit down on the bottom
16 bunk.
17 Q. Okay. And you saw blood on his face?
18 A. Yes, coming out of his right side of his
19 mouth I believe.
20 Q. All right. Was blood seeping out of the
21 right side of the mouth? Is that -- or was it
22 dried blood, or was blood coming out of his mouth?
23 MS. CUSACK: I'm going to object to the

Page 12

1 form, but go ahead and answer.
2 A. It looked like it was just running out
3 down across his face (indicating), because he was
4 laying on his back.
5 Q. So when you saw him, there was blood
6 running down his face; is that right?
7 A. There was something on his face. It
8 looked like blood to me.
9 Q. You write in your statement that we
10 marked as Exhibit blood --
11 MS. CUSACK: As Exhibit 1?
12 Q. Exhibit -- "blood." Exhibit 1, yes. "I
13 noticed that there was blood or appeared to be
14 blood coming out the right side of his mouth and
15 running down his face."
16 A. Yes.
17 MS. CUSACK: There's no question.
18 Q. Did I read that accurately?
19 MS. CUSACK: Now you can answer.
20 A. Yes.
21 THE WITNESS: Sorry.
22 Q. Did he stand at all, if you remember?
23 A. He was standing but supporting himself,

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1 holding on to the bunk.
2 Q. Okay. And then you called for a medical
3 emergency?
4 A. I called for the first responders.
5 Q. All right. Now, did you originally
6 suspect that Jonathan had a drug overdose?
7 A. Yes.
8 Q. Why did you suspect that?
9 A. Because I didn't see any marks on his
10 face or anything. He looked normal. And other
11 drug stuff that's happened here, he looked just
12 like it.
13 Q. Before August 24th, 2012, had you had any
14 interactions with Jonathan Leite?
15 A. Yes.
16 Q. What types of interactions have you had
17 with him?
18 A. I don't really know how to answer that.
19 I mean I work here. I see everybody every day.
20 You know, I correct people every day. It could be
21 his shirt was untucked and I've told him to tuck
22 it; where is his ID. But I've had interactions
23 with him. I knew who he is.

<p style="text-align: right;">Page 14</p> <p>1 Q. Were there any other incidents of 2 violence involving Jonathan Leite before August of 3 2012? 4 A. Not that I know of. 5 Q. Okay. 6 A. Or can recall. 7 Q. As of August 2012, had you had any 8 interactions with Johnathan Gelinias? 9 MS. CUSACK: Objection to form. Go 10 ahead. 11 A. Yes, same thing. I work these units, so 12 I see these inmates all the time. I've been here 13 since 2001, so... 14 Q. Okay. Had you been involved before 15 August of 2012 with any incidents of violence 16 involving Johnathan Gelinias? 17 A. Not that I can recall. 18 Q. Okay. Before August 24th of 2012, had 19 you been involved in any incidents of violence 20 involving an inmate named Matthew Garcia? 21 A. That name is not even familiar to me. 22 Q. Okay. Before August 24th, 2012, had you 23 been involved in any incidents of violence</p>	<p style="text-align: right;">Page 16</p> <p>1 their mattresses, so they're hard to see. 2 Q. If you're doing a round during the 3 daytime and someone is in the cell but not 4 upright, do you go into the cell and look to see 5 if they're breathing, look to see if they're okay? 6 A. I watch for the breathing from outside 7 the cell. I don't necessarily go in. 8 Q. Okay. If you're doing rounds and you 9 look in a cell and you see more than two people 10 occupying the cell, do you take any action? 11 A. Yes. 12 Q. What do you do? 13 A. Find out the inmates who don't belong in 14 there and they get a write-up. 15 Q. When you're doing rounds and -- during 16 the daytime and you look in the cell, do you take 17 any steps to ensure that the people who are in the 18 cell are the people who belong in the cell? 19 A. I'm going to say no. 20 Q. I'll ask you why you phrased the answer 21 that way, "I'm going to say no." 22 A. Because I'm in charge of housing units. 23 I move inmates every day, all day long; for</p>
<p style="text-align: right;">Page 15</p> <p>1 involving an inmate named Sean Lavallee? 2 A. Not that I can recall. 3 Q. Okay. Now, on August 24th, 2012, you 4 were not personally responsible for doing rounds, 5 were you? 6 A. No. 7 Q. Okay. But have you in your career in the 8 Department of Corrections been responsible at 9 points in time for doing rounds? 10 A. Every day. 11 Q. Tell me what's involved in doing a round 12 of a housing block. 13 A. You go in and just check to make sure 14 everybody's being safe and -- safety, sanitation, 15 and security. That's what's involved. 16 Q. Do you look inside every cell? 17 A. I do. 18 Q. What do you look for in the cells? 19 A. Cleanliness, just make sure stuff ain't 20 on the walls. If there's people in there, that 21 they're breathing. Necessarily don't have to be 22 standing, you know. Sometimes it's a little 23 difficult, because they prop up their bunk --</p>	<p style="text-align: right;">Page 17</p> <p>1 security reasons, could be medical reasons, mental 2 health reasons, safety reasons, or they just don't 3 get along with their roommate. So it's impossible 4 for staff to really know exactly who's in that 5 cell, unless they really go searching for them. 6 Q. Okay. If we wanted to find out, would 7 there be a record of how long Johnathan Gelinias 8 and his cellmate had been cellmates in Cell 9 on F 9 block as of August 24th, 2012? 10 A. That's hard to answer, because time 11 flies. When I first started, everything was done 12 by paper. Now it's done by computers. So if 13 you're asking for the last like three years, I 14 could do that. At that time, I don't know. 15 Q. Okay. As of 2012, if an inmate were 16 found to have been engaged in cell-hopping, what 17 were the possible consequences of that 18 determination? 19 A. Basically a disciplinary report. It's a 20 certain charge. The charges changed over the 21 years. It's like if they get so many, they get 22 upgraded. I guess that's the best way I can 23 answer it.</p>

<p style="text-align: right;">Page 18</p> <p>1 Q. Is it possible that the first time an 2 inmate were found to have engaged in cell-hopping, 3 the inmate would get nothing more than a warning? 4 A. Yes. 5 Q. There's a prohibition on cell-hopping 6 that's in the inmate manual; is that right? 7 A. Yes. 8 Q. And it was in the inmate manual back in 9 2012; is that right? If you know. 10 A. I don't know. 11 Q. Okay. Is cell-hopping something that 12 happens relatively frequently at the Northern New 13 Hampshire Correctional Facility? 14 A. Yes. 15 Q. As a sergeant at the Northern New 16 Hampshire Correctional Facility, have you ever 17 been responsible for video monitoring of housing 18 blocks? 19 MS. CUSACK: I'm going to object to the 20 form, but go ahead. 21 A. Occasionally I give relief. Sometimes I 22 work central control. So yes. 23 Q. Have you ever worked in CP-5?</p>	<p style="text-align: right;">Page 20</p> <p>1 his throat from left to right (indicating) like 2 that? 3 MS. CUSACK: I'm going to object to the 4 form, but go ahead. 5 A. I'm going to say, no, not that I can 6 recall. 7 Q. Not that you can recall? 8 A. No. 9 MR. KING: Are these yours (indicating 10 exhibit copies)? 11 MS. CUSACK: Yeah. 12 MR. KING: Oh, okay. Sorry. 13 Q. Have there been other incidents in which 14 you're aware -- of which you're aware in the past 15 five years in which an inmate has suffered a 16 traumatic brain injury as a result of an assault 17 occurring at the facility? 18 A. No. 19 Q. When you were interviewing Mr. Leite, you 20 asked him if he'd lost consciousness and he said 21 yes, correct? 22 A. That's correct. 23 Q. And when he said he'd lost consciousness,</p>
<p style="text-align: right;">Page 19</p> <p>1 A. Yes, sir. 2 Q. Has there ever been a circumstance where 3 you're working in CP-5, watching the video 4 monitoring of one of the cell blocks, and you see 5 activity that causes you concern and prompts you 6 to do something? 7 A. Yes. 8 Q. What such activity have you observed 9 while working in CP-5 that's caused you concern 10 and prompted you to do something? 11 A. Seeing a fight, seeing somebody going 12 from a different unit to another one. 13 Q. Have you ever seen several inmates 14 entering and exiting a cell over a period of just 15 a few minutes? 16 MS. CUSACK: Objection to the form, but 17 go ahead. 18 A. Yes. 19 Q. Would an observation of such activity 20 cause you concern and prompt you to respond? 21 A. Yes. 22 Q. All right. Have you ever seen an inmate 23 here at this facility make a slicing motion across</p>	<p style="text-align: right;">Page 21</p> <p>1 that prompts you to determine that there's been a 2 medical emergency and you call central control, 3 right? 4 A. Yes. 5 Q. From the time you called central control, 6 tell me what happened after that. 7 A. When the first responders come in, the 8 dayroom gets locked in automatically. And when he 9 told me that he was unconscious, he had lost 10 consciousness, in our -- as we're taught, that's 11 not one of them, but I've been in incidents in the 12 yard where a nurse told me if someone loses 13 consciousness, I want you to call a medical 14 emergency. So that's what I did. 15 So then they came, picked him -- I don't 16 know if they put him in a wheelchair or what. 17 They got him out of there, brought him to Medical. 18 Q. The response team came? 19 A. That's correct, and the nursing staff. 20 When I call medical emergency, the nursing staff 21 has to respond. 22 Q. And how much time elapsed between the 23 time you called central control and the time the</p>

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1 response team arrived?
2 **A. I'm going to say minutes.**
3 **MR. KING:** Let's mark this if you would.
4 (Sweatt Exhibit 2 marked
5 for identification.)
6 **Q.** This is a copy of your -- what we've
7 marked as Exhibit 2 is a copy of your
8 interrogatory answers in this matter. And you
9 have told me that the answer to Interrogatory 7 is
10 in part incorrect; that 3:30 p.m. should instead
11 read 5 p.m., correct?
12 **A. Yes.**
13 **Q.** Are your interrogatory answers otherwise
14 correct?
15 **A. (Brief pause.)**
16 **Q.** Have you reviewed them recently?
17 **A. No, I haven't.**
18 **Q.** Oh, well, please do so.
19 **A. (Peruses document.) Okay, sir.**
20 **Q.** Yup. So aside from that 3:30 p.m.
21 should have been 5 p.m. in the answer to
22 Interrogatory 7, the answers are otherwise
23 correct?

Page 23

1 **A. Well, I noticed that my incident report**
2 **and a little thing here is a little bit different.**
3 **Because I was going off memory when I wrote this.**
4 **Q.** Okay. What are you referring to?
5 **A. The medical emergency. The first**
6 **responders were called first before I made it a**
7 **medical emergency. I think it's Section 12. Is**
8 **that right? 12? No, that's not it. Let me**
9 **just -- should have stopped right there. There's**
10 **one in here where I wrote and I put that I called**
11 **a medical emergency. Okay. And let me see. Oh,**
12 **it's Number 7 actually; I found inmate --**
13 **(Reporter interrupts.)**
14 **A. It states in here that Officer Bergeron**
15 **and I discovered that Mr. Leite had been injured.**
16 **I called a medical emergency to central control.**
17 **First I called first responders, and then when he**
18 **told me that he was unconscious, I turned it into**
19 **a medical emergency. Yes.**
20 **Q.** And that's what you state in your
21 incident report, right?
22 **A. Correct, but it's not in that**
23 **(indicating).**

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1 **Q.** Understood. So your incident report is
2 a more accurate description of what you did on
3 August 24th, 2012, when you discovered that --
4 **A. Yes.**
5 **Q.** -- something was wrong with Jonathan
6 Leite?
7 **MS. CUSACK:** Just wait until he finishes.
8 **THE WITNESS:** Okay. I'm sorry.
9 **A. Yes, sir. I had to write that that day.**
10 **Q.** Yes.
11 **A. So it was fresh in my memory.**
12 **MR. KING:** I have nothing further. Thank
13 you.
14 **THE WITNESS:** Okay.
15 **MS. CUSACK:** Thank you.
16 (Deposition concluded at 2:39 p.m.)
17
18
19
20
21
22
23

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1 **CERTIFICATE OF WITNESS**
2
3 I, Dwane Sweatt, have read the foregoing
4 transcript of deposition taken on Wednesday,
5 August 30, 2017, at the Northern NH Correctional
6 Facility, Berlin, New Hampshire, and do hereby
7 swear/affirm it is an accurate and complete record
8 of my testimony given under oath in the matter of
9 Leite v. Goulet, et al., including any and all
10 corrections that may appear on those pages denoted
11 as "Corrections."
12
13 _____
14 Dwane Sweatt
15 STATE OF _____
16 COUNTY OF _____
17
18 Subscribed and sworn to before me this _____ day
19 of _____, 2017.
20
21 _____
22 Notary Public _____ J.P. _____
23 My Commission Expires: _____

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1 CORRECTION AND SIGNATURE PAGE
2 DEPOSITION: Dwane Sweatt
3 DATE OF DEPOSITION: August 30, 2017
4 PAGE LINE NOW READS SHOULD READ
5 _____
6 _____
7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19
20 Dated this _____ day of _____, 2017.
21
22 _____
23 Dwane Sweatt

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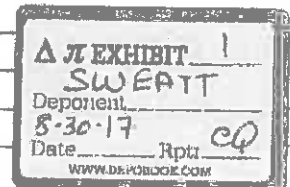
1 C E R T I F I C A T E
2 I, Celeste A. Quimby, a Licensed Court
3 Reporter of the State of New Hampshire, do hereby
4 certify that the foregoing is a true and accurate
5 transcript of my stenographic notes of the
6 deposition of Dwane Sweatt, who was first duly
7 sworn, taken at the place and on the date
8 hereinbefore set forth.
9 I further certify that I am neither attorney
10 nor counsel for, nor related to or employed by any
11 of the parties to the action in which this
12 deposition was taken, and further that I am not a
13 relative or employee of any attorney or counsel
14 employed in this case, nor am I financially
15 interested in this action.
16 THE FOREGOING CERTIFICATION OF THIS TRANSCRIPT
17 DOES NOT APPLY TO ANY REPRODUCTION OF THE SAME BY
18 ANY MEANS UNLESS UNDER THE DIRECT CONTROL AND/OR
19 DIRECTION OF THE CERTIFYING REPORTER.
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21
22
23 CELESTE A. QUIMBY, LCR No. 17

12-1139

PLEASE CHECK EVERY ITEM THAT APPLIES

ONLY ONE INCIDENT REPORT PER INCIDENT IS REQUIRED

GENERAL CATEGORY		STATE OF NEW HAMPSHIRE Department of Corrections Incident Report Side 1 of 2		ORIGINATING DIVISION	
<input type="checkbox"/> 10 Reportable Observation <input checked="" type="checkbox"/> 11 Assault/Disturbance <input type="checkbox"/> 12 Injury/Accident <input type="checkbox"/> 13 Use of Force <input checked="" type="checkbox"/> 14 Med/Dent/Mental Health <input type="checkbox"/> 15 Escape, Escape Activity <input type="checkbox"/> 16 Arrest <input type="checkbox"/> 17 Alleged Crime, Offender or Employee	<input type="checkbox"/> 18 Hostage Situation <input type="checkbox"/> 19 Haz-mat Situation <input type="checkbox"/> 20 Lost Tool <input type="checkbox"/> 21 Fire Alarm/Drill <input type="checkbox"/> 22 Policy Variance <input type="checkbox"/> 23 Safety Issue or Other Hazard <input type="checkbox"/> 25 Employee Injury <input type="checkbox"/> 26 Other	<input checked="" type="checkbox"/> Initial Report <input type="checkbox"/> Follow-up Report	<input type="checkbox"/> 50 Headquarters <input type="checkbox"/> 51 NHSP-M <input type="checkbox"/> 52 NHSP-W <input type="checkbox"/> 53 LRP <input type="checkbox"/> 54 Medical/Forensic Services <input type="checkbox"/> 55 Community Corrections <input type="checkbox"/> 56 Field Services <input checked="" type="checkbox"/> 57 NCF	D.O.: _____	
Date of Incident: 8/24/12 Time of Incident: 1708 Specific Location (Wing, Building, Unit, Room): F-136Lk DAY Room					
PERSONS INVOLVED					
1. L. L. L.	Jonathan	Resident: # KL003	Probationer	Visitor	
2. Bergeron	K	Resident: #	Parolee	Other:	
3.		Resident: #	Probationer	Visitor	
4.		Resident: #	Parolee	Other:	
5.		Resident: #	Probationer	Visitor	
PERSONS NOTIFIED					
6. Central Control	Myself	Time	How Notified	Radio	
7.					
8.					
COMPLETE APPLICABLE AREAS (check applicable issues)					
<input type="checkbox"/> 101 Suspected/Actual Breach of Security <input type="checkbox"/> 102 Suspected/Actual Drug/Alcohol Activity <input type="checkbox"/> 103 Suspected/Actual Gang Activity	<input type="checkbox"/> 104 Newsworthy Events <input type="checkbox"/> 105 Allegation of Misconduct by Employee <input type="checkbox"/> 106 Unusual Events, Circumstances	<input type="checkbox"/> 107 Event which if ongoing will result in more serious events			
Type Force: <input type="checkbox"/> 401 Deadly <input type="checkbox"/> 402 Chemical <input type="checkbox"/> 403 Physical <input type="checkbox"/> 404 Impact Weapon	Medical Attention: Offered: <input type="checkbox"/> Yes <input type="checkbox"/> No Requested: <input type="checkbox"/> Yes <input type="checkbox"/> No Received: <input type="checkbox"/> Yes <input type="checkbox"/> No Declined: <input type="checkbox"/> Yes <input type="checkbox"/> No	Clearly describes in narrative circumstances requiring force. List all individuals involved in the use of force in the section above, "Persons Involved" or in the narrative and attach statements from each to this report. By whom, when: _____ How declined: _____			
Medical Treatment: <input checked="" type="checkbox"/> 201 Assault-Injury <input type="checkbox"/> 202 Assault-No Injury <input checked="" type="checkbox"/> 203 Emergency Resp., Life Threatening <input type="checkbox"/> 204 Medical Tx, Non-life Threatening <input type="checkbox"/> 205 Hunger Strike <input type="checkbox"/> 206 Suicide or Attempt <input type="checkbox"/> 207 Missing Medical Record	<input type="checkbox"/> 208 Inmate Non-Compliance with Diet <input type="checkbox"/> 209 Other Dietary Issue <input type="checkbox"/> 210 Death <input type="checkbox"/> 211 Self-Harm <input type="checkbox"/> 212 Unusual/Bizarre Inmate Behavior <input type="checkbox"/> 213 Needlestick	Pharmacy/Medication Issues: <input type="checkbox"/> 214 Patient Drug Misuse <input type="checkbox"/> 215 Overdose <input type="checkbox"/> 216 Drug Reaction <input type="checkbox"/> 217 Expiration Date <input type="checkbox"/> 218 Incorrect Dosage	<input type="checkbox"/> 219 Incorrect Amount <input type="checkbox"/> 220 Incorrect Route <input type="checkbox"/> 221 Incorrect Medication <input type="checkbox"/> 222 Incorrect Patient		
Provide in narrative section a full description of the incident (how injury occurred, including what the employee was doing at the time of the injury). Date and Name of supervisor notified of injury: _____ Description of injury: _____ Was medical attention sought? <input type="checkbox"/> No <input type="checkbox"/> Yes, on Date: _____ Treatment Provider: _____ Address: _____ TIME LOST FROM WORK: How many days of work were missed as a result of the injury? _____ Is the employee expected to be on extended disability (more than 14 days)? <input type="checkbox"/> No <input type="checkbox"/> Yes, probable length of disability is: _____ RETURN TO WORK: Has the injured employee returned to work? <input type="checkbox"/> No <input type="checkbox"/> Yes, date and time of return: _____ Has sick leave time slip been submitted? <input type="checkbox"/> No <input type="checkbox"/> Yes					



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Fire	Property Damage: <input type="checkbox"/> 301 Prison Cell, Male <input type="checkbox"/> 302 Prison Cell, Female <input type="checkbox"/> 303 Minimum Security Facility <input type="checkbox"/> 304 Psychiatric Facility <input type="checkbox"/> 305 Vocational Training Area <input type="checkbox"/> 306 Industries <input type="checkbox"/> 307 Common Area <input type="checkbox"/> 308 Trash Can <input type="checkbox"/> 309 Office Space <input type="checkbox"/> 310 Open Land, Field, Etc. <input type="checkbox"/> 311 Other	Ignition Factor <input type="checkbox"/> 312 Incendiary--not during civil disturbance <input type="checkbox"/> 313 Incendiary--during civil disturbance <input type="checkbox"/> 314 Suspicious--not during civil disturbance <input type="checkbox"/> 315 Suspicious--during civil disturbance <input type="checkbox"/> 316 Cutting/welding operations <input type="checkbox"/> 317 Fuel spill <input type="checkbox"/> 318 Combustible too close to heat of ignition <input type="checkbox"/> 319 Part failure <input type="checkbox"/> 320 Short circuit <input type="checkbox"/> 321 Lack of Maintenance <input type="checkbox"/> 322 Undetermined <input type="checkbox"/> 323 Other	Method of Alarm: <input type="checkbox"/> 324 Alarm System <input type="checkbox"/> 325 Radio Report <input type="checkbox"/> 326 Verbal Report <input type="checkbox"/> 327 No Alarm Created Suppression: <input type="checkbox"/> 328 Self-extinguished <input type="checkbox"/> 329 Make-shift aid <input type="checkbox"/> 330 Portable Extinguisher <input type="checkbox"/> 331 Automatic System <input type="checkbox"/> 332 Standpipe Hose <input type="checkbox"/> 333 Other	
Lost Tool	Describe in Narrative: <input type="checkbox"/> Tool Description <input type="checkbox"/> Tool Classification <input type="checkbox"/> Tool Markings			
Narrative (Who, what, where, when, why, how, contributing factors, action taken, etc.)				
<p>During round in E-Block I had finished the top tier count. As I started to walk down the stairs I heard Officer K. Bergeron say are you going to get up for count. I looked over and observed inmate Leite laying on his back on the top bunk of Bunk #1 of the day room. As I was looking at him I noticed that there was blood or appeared to be blood coming out the right side of his mouth and running down his face. I finished coming down the stairs and walk over to his bunk and told him to get up for count. Leite sat up and moved his way off the bunk as he turned to look at me I could tell it was blood that was on his face and his skin was very pale. When I asked him if he was ok and what had happened, his reply was I'm tired. Leite was very lethargic and was having a hard time to stand. I had him sit down. I told the bunk and called the 1st Responders and had the Decon team inmates go in a cell. I walked over to Leite and asked him if he had loss consciousness he said yes. I then called Central Control and told them I had a Medical emergency. The nurses from HSC arrived and the Berlin EMS came & took him to the Hospital.</p> <p>Follow-up is on next report.</p>				
Reporting Staff Member (PRINT)		Signature	Date Completed	Time Completed
Sgt. SWEART		<i>[Signature]</i>	8/04/12	2215
Approving Supervisor (PRINT)		Signature	Date Reviewed	Time Reviewed
Sgt. Jeff Smith		<i>[Signature]</i>	8-24-12	8-24-12
Distribution of All Reports (by Reporting Person): <input checked="" type="checkbox"/> Investigations (Original) <input checked="" type="checkbox"/> Unit / Bureau Copy <input checked="" type="checkbox"/> Shift Commander / Supervisor / Regional Administrator <input checked="" type="checkbox"/> Lieutenant / Division Director				
Distributed to Others At Warranted (by Shift Commander / Supervisor / R.A.): 1. Commissioner's Office (for Database Management) 3. _____ 2. _____ 4. _____				

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